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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Pedlow, Jr. et al.

Group Art Unit: 2431

Serial No.: 10/802,008

Examiner: Henning, Matthew T.

Filed: 3/16/2004

Title: Preparation of Content for Multiple
Conditional Access Methods in
Video on Demand

Attorney Docket No.: SNY-T5717.02

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

02/03/2009 LNGUYEN1 00000053 10002008

01 FC:1806

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INFORMATION DISCLOSURE STATEMENT

Sir:

The undersigned submits herewith patents, publications or other information (enclosed herewith and/or listed on the enclosed list of references form) of which he is aware, which he believes is relevant and may be material to the examination of this application and for which there may be a duty to disclose in accordance with 37 CFR §1.56. The order of listing of the references on the attached form and any appendix hereto is without regard for relative relevance to the present invention.

This Information Disclosure Statement is submitted:

☐ Under 37 CFR §1.97(b).

(Within three months of filing national application; or date of entry of international application; or before mailing date of first office action on the merits; whichever occurs last)

☒ Under 37 CFR §1.97(c).

☐ Below is a statement under 37 CFR §1.97(e), or

☒ An IDS submission fee under 37 CFR §1.17(p).

(After the CFR 1.97(b) time period, but before final action or notice of allowance, whichever occurs first. Either a statement under 37 CFR 1.97(e) or an IDS submission fee is required.)

☐ Under 37 CFR §1.97(d),

☐ Below is a statement under 37 CFR §1.97(e), and

☐ An IDS submission fee set forth in 37 CFR §1.17(p).

(Filed after final action or notice of allowance, whichever occurs first, but before payment of the issue fee)

02/03/2009 LNGUYEN1 00000010 132755 10004399
Sale Ref: 00000052 DAH: 132755 10004399
01 FC:1251 130.00 DA

The undersigned hereby certifies under 37 CFR §1.97(e) that:

- ☐ Each item of information contained in the Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application, not more than three months prior to the filing of the statement, or
- ☐ No item of information contained in the Information Disclosure Statement:
 - were cited in a communication from a foreign patent office in a counterpart foreign application, and
 - to the knowledge of the undersigned, after making reasonable inquiry, were known to an individual designated in 37 CFR §1.56 (c) more than three months prior to the filing of the Information Disclosure Statement.

A concise explanation of relevance of the items listed on the attached form:

- ☒ Additional information is provided in an appendix to this communication.
- ☐ Appears in the body of the application.
- ☐ Is given for non-English language listed item(s) [Required] and appears in an appendix to this communication.
- ☐ Is in the form of an English language copy of a Search Report (copy attached) from a foreign patent office, issued in a counterpart application which refers to the relevant portions of the references.

While the information and references disclosed in this Information Disclosure Statement may be "material" pursuant to 37 CFR §1.56, this statement does not constitute an admission that any patent, publication or other information referred to therein is "prior art" or "material" to this invention or any application for patent for this invention.

In accordance with 37 CFR §1.97, the filing of this Information Disclosure Statement shall not be construed to mean that a search has been made or that other information that may be material as defined in 37 CFR §1.56 exists. It is submitted that the Information Disclosure Statement is in compliance with 37 CFR §1.97 and §1.98 and MPEP §609. The Examiner is requested to fully consider each of these references and acknowledge such consideration by appropriately initialing the attached form and returning a copy to the address below. In addition, the Examiner is requested to conduct a thorough independent search in order to bring the best references available forward in this application.

- ☐ No fee is believed to be required for this IDS.
- ☐ A check for the above fees is enclosed.
- ☒ Please charge the IDS fee of \$ 180 under 37 CFR §1.17(p) to my credit card. See the enclosed credit card charge authorization form.
- ☒ The commissioner is hereby authorized to charge any additional fees which may be required for this submission, or credit any overpayment to my Deposit Account No. 50-1267.

CERTIFICATE OF MAILING

I hereby certify that this correspondence is, on the date shown below, being deposited with the U.S. Postal Service as first class mail with sufficient postage in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

<u>Jerry A. Miller</u>	<u>/Jerry A. Miller 30779/</u>	<u>01/29/2009</u>
(Applicant, Assignee or Reg. Representative)	Signature	Date

Respectfully submitted,

/Jerry A. Miller 30779/
Jerry A. Miller
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Dated: 01/29/2009

Please Send Correspondence to:
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APPENDIX

These references are cited in one or more applications related to this patent application in US Office Actions. In some instances, art cited in this and other IDS may not constitute prior art to the present application. Below is a list of references received with reference to the corresponding application number.

Document Number	Issue/Pub. Date	Name	Filing Date	Disclosure from
4,964,126	10/16/1990	Musicus et al.	9/30/1998	CA2405902 corresponding to US 7,139,398
5,594,507	01/14/1997	Hoarty	5/27/1994	10/822,891
2002/0083439	6/27/2002	Eldering	12/21/2000	10/319,066
2002/0109707	8/15/2002	Lao et al.	1/17/2002	CN 200480041145.0 corresponding to US 10/964,267
2003/0026423	2/6/2003	Unger et al.	1/2/2002	CN 200480032826.0 corresponding to US 10/802,008
6,643,298	11/4/2003	Brunheroto et al.	11/23/1999	10/319,066
2004/0037421	2/26/2004	Truman	12/17/2001	11/713,859
WO 93/09525	5/13/1993			11/713,859
JP 07-046575	2/14/1995			KR 10-2004-7010505 corresponding to US 7,151,831
EP0720374	07/03/1996			11/708,417
EP 0382764	4/9/1997			CA2405902 corresponding to US 7,139,398
WO 00/59203	10/5/2000			CN 200480037210.2 corresponding to US 7,343,013
WO 01/26372	4/12/2001			KR 10-2004-7010464 corresponding to US 7,124,303
CA 2,389,247	5/14/2001			CA2405902 corresponding to US 7,139,398
"How Networks Work"	1996	Derfler and Freed		11/365,564
"How Computers Work - Millennium Edition,"	1999	Ron White		11/365,564
"How The Internet Works - Millennium Edition,"	1999	Preston Gralla		11/365,564
"Desktop Encyclopedia of the Internet,"	1999	Nathan J. Muller		11/365,564